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10 And

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14 *Attorneys for Defendant Clark County*

15 UNITED STATES DISTRICT COURT

16 DISTRICT OF NEVADA

17 WESTERN WATERSHEDS PROJECT,)
18 Plaintiff,)
v.)
19 DEB HAALAND, in her capacity as Secretary)
20 of the Interior; U.S. FISH AND WILDLIFE)
21 SERVICE; BUREAU OF LAND)
22 MANAGEMENT; NATIONAL PARK)
23 SERVICE; TOM VILSACK, in his capacity as)
Secretary of Agriculture; U.S. FOREST)
SERVICE; and CLARK COUNTY, NEVADA,)
Defendants.)

1 Case No: 2:23-cv-02009-GMN-EJY

2 **JOINT STATUS REPORT AND**
3 **STIPULATION AND [PROPOSED]**
4 **ORDER ON BRIEFING SCHEDULE**

5 COME NOW, Defendant CLARK COUNTY (hereinafter “Clark County”), by and
6 through its counsel of record, Deputy District Attorney Joel K. Browning and Deputy District
7 Attorney Timothy J. Allen of Clark County District Attorney’s Office – Civil Division and
8 Sean Skaggs, Esq. (*PHV Admission Forthcoming*) of EBBIN MOSER + SKAGGS, LLP;

1 Defendants DEB HAALAND, in her capacity as Secretary of the Interior, U.S. FISH AND
 2 WILDLIFE SERVICE, BUREAU OF LAND MANAGEMENT, NATIONAL PARK
 3 SERVICE, TOM VILSACK, in his capacity as Secretary of Agriculture, U.S. FOREST
 4 SERVICE (hereinafter “US Defendants”), by and through their counsel of record, Devon Lea
 5 Flanagan, Esq., Young A. Kang, Esq., and Frances Morris, Esq. of the U.S. Department of
 6 Justice; and Plaintiff WESTERN WATERSHEDS PROJECT, by and through its counsel of
 7 record, Talasi Brooks, Esq. (*PHV Admission Forthcoming*) and Paul Ruprecht, Esq. of
 8 Western Watersheds Project (hereinafter “WWP”), and hereby file the instant Joint Status
 9 Report and Stipulation and [Proposed] Order on Briefing Schedule in compliance with the
 10 order [22] of this court.

11 **I.**

12 **JOINT STATUS REPORT**

13 Plaintiff WWP filed its Complaint for Declaratory and Injunctive Relief [1] in the U.S.
 14 Court for the District of Columbia on or around September 14, 2023. Shortly after receiving
 15 notice of the action, counsel for Defendant Clark County reached out to counsel for WWP and
 16 indicated that he believed venue was improper and inquired about stipulating to transfer venue
 17 to the U.S. District Court for the District of Nevada. *See, e.g.*, [ECF No. 8-2].

18 The Parties agreed to extend deadlines to answer or otherwise respond to Plaintiff’s
 19 Complaint [1] to account for Clark County’s difficulty in obtaining local counsel and to
 20 facilitate discussions on a venue transfer. Ultimately Clark County filed an unopposed Motion
 21 [16], reviewed by all parties, to transfer venue to the U.S. District Court for the District of
 22 Nevada. This order was granted by the District of Columbia court on or around November 22,
 23 2023.

24 Following this case’s assignment to the Honorable Gloria M. Navarro in the District of
 25 Nevada, the Parties again communicated regarding a timeline for answering and/or otherwise
 26 responding to Plaintiff’s complaint to avoid hardship on the parties resulting from the holiday
 27 season and any required *pro hac vice* admission applications. The Parties were able to come
 28 to an agreement regarding the same.

1 II.
2

3 **STIPULATION AND [PROPOSED] ORDER**
4

5 Based on the aforementioned agreement, it is hereby stipulated by and between the
6 undersigned parties, through their respective attorneys, that:

7 1. Defendants' deadline to answer or respond to Plaintiff's complaint, ECF No. 1, shall
8 be extended until January 5, 2024;
9 2. Plaintiff's response to any dispositive motion filed in response to Plaintiff's
10 complaint, if any, shall be due by February 9, 2024; and
11 3. Defendants' replies to Plaintiff's response(s), if any, shall be due by March 1, 2024.

12 Respectfully submitted this 18th day of December, 2023,

13 CLARK COUNTY, NEVADA
14 STEVEN B. WOLFSON, DISTRICT ATTORNEY
15

16 /s/ Joel K. Browning
17 By: JOEL K. BROWNING
18 Deputy District Attorney
Nevada Bar No. 14489
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19 And

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TODD KIM
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/s/ Paul Ruprecht, Esq.
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IT IS SO ORDERED that:

1. Defendants' deadline to answer or respond to Plaintiff's complaint, ECF No. 1, shall be extended until January 5, 2024;
2. Plaintiff's response to any dispositive motion filed in response to Plaintiff's complaint, if any, shall be due by February 9, 2024; and
3. Defendants' replies to Plaintiff's response(s), if any, shall be due by March 1, 2024.

ORDERED this 18 day of December 2023.


John H. Baker
UNITED STATES DISTRICT JUDGE

CERTIFICATE OF SERVICE

I hereby certify that I am an employee of the Office of the Clark County District Attorney and that on this 18th day of December, 2023, I served a true and correct copy of the foregoing **JOINT STATUS REPORT AND STIPULATION AND [PROPOSED] ORDER ON BRIEFING SCHEDULE** (United States District Court Pacer System), by e-mailing the same to the following recipients. Service of the foregoing document by e-mail is in place of service via the United States Postal Service

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Land Management, National Park Service, Tom Vilsack, U.S. Forest Service*

/s/ Christine Wirt
An Employee of the Clark County District
Attorney's Office – Civil Division